Filed 04/04/2008

Page 1 of 2

Case 5:08-cv-00681-HRL Document 9

PROOF OF SERVICE [FRCP 5(B)]

2 3

1

I am employed in the County of Sonoma, State of California. I am over the age of eighteen years and not a party to this action. My business address is 550 Doyle Park Drive, Santa Rosa, California.

4

On the date set forth below, I served the attached:

5

6

DEFENDANT'S NOTICE OF MOTION AND MOTION TO STAY ACTION PENDING ARBITRATION:

7

DEFENDANT'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANT'S MOTION TO STAY ACTION PENDING ARBITRATION:

8 9

DECLARATION OF JEROME BELLACH IN SUPPORT OF DEFENDANT'S MOTION 3. TO STAY ACTION PENDING ARBITRATION;

10

PROPOSED ORDER GRANTING DEFENDANT'S MOTION TO STAY ACTION PENDING ARBITRATION

11

on the interested parties in this action, by placing a true copy thereof, addressed as follows:

12

Attorney for Plaintiff, Susan Sandelman, Trustee of the Esan Trust

Darryl J. Horowitt 13

Bonnie J. Anderson

14 COLEMAN & HOROWITT, LLP

499 West Shaw, Suite 116

Fresno, California 93704

Telephone: (559) 248-4820

Fax: (559) 248-4830

X / (BY MAIL) I placed each such sealed envelope, with postage thereon fully prepaid for firstclass mail, for collection and mailing at Santa Rosa, California, following ordinary business practices. I am readily familiar with the practice of our office for processing of correspondence. said practice being that in the ordinary course of business, correspondence is deposited in the United States Postal Service the same day as it is placed for processing.

/ / (BY OVERNIGHT DELIVERY) I caused each such envelope to be picked up by the business 20 which engages in overnight delivery service, following the instructions for express mailing and using the overnight delivery mail envelope with postage fully prepaid thereon. 21

22 / / (BY PERSONAL SERVICE) I caused each such envelope to be delivered by hand to the address(s) noted above.

23

/ (BY FACSIMILE) I caused the said document to be transmitted by Facsimile machine to the number indicated after the address(es) noted above.

25

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Santa Rosa, California on (04-04-08)

26

Jolehe Strange

27

28